IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(ORIGINAL JURISDICTION)

FRIDAY THE TENTH DAY OF NOVEMBER

TWO THOUSAND AND SIX

: PRESENT:

THE HONOURABLE SRI JUSTICE **BILAL NAZKI**

CONTEMPT CASE No. 966 OF 2006

Between:-

Smt. Sushma Devi W/o. Sri Harish Kumar, Occ : Housewife, rep. By her G.P.A. Holder-cum-Husband Sri Harish Kumar S/o.Late Satyanarayana, Occ : Business, R/o. 21-6-582, Sahib ki Masjid, Chelapura, Hyderabad.

..Petitioner.

AND

1.Muktaram Ghosh S/o. Gour Chandra Ghosh, Occ : Business, R/o. 21-6-588, Sahib Ki Masjid, Chelapura, Hyderabad.

2.The Commissioner, M.C.H., Municipal Corporation of Hyderabad, Office at Tank Bund, Hyderabad.

..Respondents.

Contempt Case filed under Sections 10 to 12 of Contempt of Courts Act praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to pass an order punishing the respondent for violating the orders in CRP.No. 2865 of 2006 dt : 4th August, 2006.

The Contempt Case coming on for hearing upon perusing the Case and the affidavit filed herein and the order of the High Court dated: 29-09-2006 made herein and upon hearing the arguments of Sri Bajarang Singh Thakur, Advocate for the petitioners and of Sri K.V. Subrahmanya Narusu, Advocate for Respondent No.1 and of Sri Rama Rao, Standing Counsel on behalf of respondent No.2, the Court made the following **ORDER:-**

"This Court passed on order on the last occasion directing the Municipal Commissioner – the second respondent to file a report. Repot has not been filed, but on his behalf, the Assistant City Planner, Circle-II of Municipal Corporation of Hyderabad has filed a counter-affidavit to the contempt petition. In the contempt petition, no notice had been given to the Assistant City Planner so far and only the Municipal Commissioner had been asked to file a report with regard to the matters agitated in the contempt petition. The Assistant City Planner in his counter has stated that he has been authorized to file this counter-affidavit. This Court did not authorize him to file an affidavit on behalf of the Commissioner. Therefore, let the Municipal Commissioner, in terms of this Court's order dated 29-09-2006, shall file a report within a period of two weeks and he shall also explain as to why he did not comply with this Court's order dated 29-09-2006 and why did he delegate filing of report as directed by this Court to a junior office.

List after two weeks."

DEPUTY
REGISTRAR

//TRUE COPY//

SECTION

OFFICER.

To
1.The Commissioner, M.C.H., Municipal Corporation of Hyderabad,
Office at Tank Bund, Hyderabad.**(By Special Messenger)**
2.Muktaram Ghosh S/o. Gour Chandra Ghosh, Occ : Business,
R/o. 21-6-588, Sahib Ki Masjid, Chelapura, Hyderabad.
3.One CC Sri Bajarang Singh Thakur, Advocate(OPUC)
4.Sri G. Rama Rao-SC for MCH, High Court of A.P., Hyd.
5. One spare copy.
TKK

HIGH COURT

BN.J

DATE: 10-11-2006.

ORDER

C.C. NO. 966 OF 2006

D I R E C T I O N.

DRAFTED BY TKK
DT.14-11-2006.

HIGH COURT

BN.J

DATE: 10-11-2006.

Note :- List after two weeks.

ORDER

C.C. NO. 966 OF 2006

D I R E C T I O N.